

PROCEEDINGS OF THE COMMON COUNCIL

IN Regular SESSION

Tuesday, July 25, 19 72

CITY OF FORT WAYNE, INDIANA

Journal of the Proceedings  
of the Common Council

The Common Council of the City of Fort Wayne met in the Council Chambers

Tuesday evening July 25 A.D., 19 72 in Regular

Session. President John Nuckols in the chair, and Charles Westerman

Clerk, at the desk, present the following members viz:

Burns ✓, Hinga ✓, Kraus ✓, Nuckols ✓

Moses ✓, Donald Schmidt ✓, Vivian Schmidt ✓, Stier ✓

Talarico ✓, Absent ○, Councilman         

The invocation was given by Reverend Alvin Beggs, Park Forest Church of God

Received report from the City Controller for the month of June 19 72.

Motion made and carried that report be made a matter of record and placed on file.

The minutes of the last regular July 11, 19 72 Session  
having been delivered to the Council, were, on motion, approved as published.

MADE A MATTER OF RECORD

DATE 7-25-72 CHARLES W. WESTERMAN, CITY CLERK

## CLERK-TREASURER'S, CITY CONTROLLER'S AND CITY TREASURER'S MONTHLY FINANCIAL STATEMENT

MONTH OF JUNE 1972

Prescribed by State Board of Accounts

FUNDS	TOTAL JAN. 1 BALANCE AND RECEIPTS TO DATE 1	RECEIPTS FOR MONTH 2	TOTAL BALANCE AND RECEIPTS 3	DISBURSED TO DATE 4	DISBURSED FOR MONTH 5	TOTAL DISBURSEMENTS 6	TREASURER'S ENDING BALANCE 7
GENERAL FUND	8026,507.35	2281,300.59	10307,807.94	6489,064.63	2202,910.38	8691,975.01	
HUMANE TRUST	9,612.66	387.00	9,999.66	1,240.00	320.00	1,560.00	
AVIATION	288,684.42	95,941.48	384,625.90	201,555.40	76,930.03	278,485.43	
PARK - GENERAL	1944,917.50	265,931.99	2210,849.49	1122,105.84	533,273.89	1655,379.73	
PARK - TRUST	119,550.49	80,832.33	200,382.82	101,437.48	46.05	101,483.53	
PARK-CUMULATIVE BUILDING	233,659.74	243,271.11	476,930.85	215,000.00	-0-	215,000.00	
REDEVELOPMENT GENERAL	170,022.96	-0-	170,022.96	36,435.13	-0-	36,435.13	
REDEVELOPMENT DISTRICT CAPITAL	430,294.98	57,068.14	487,363.12	1,400.00	-0-	1,400.00	
CENTRAL CITY CODE ENFORCEMENT	25,973.44	-0-	25,973.44	2,864.85	-0-	2,864.85	
CENTRAL CITY PARK LAND	12,380.60	-0-	12,380.60	299.00	3,378.00	3,677.00	
MOTOR VEHICLE HIGHWAY	773,352.64	164,714.09	938,066.73	653,094.69	155,432.32	808,527.01	
PARKING METERS	304,623.40	11,226.86	315,850.26	240,440.33	12,186.80	252,627.13	
SEWER RELIEF	688,549.35	654,297.74	1342,847.09	613,298.16	2,118.25	620,416.41	
FLOOD PREVENTION & RIVER IMPROVEMENT	67,753.79	45,000.00	112,753.79	63,720.86	1,200.00	69,920.86	
PARKING GARAGE	43,789.58	6,582.07	50,371.65	41,883.17	3,134.96	45,018.13	
PUBLIC LIGHTING	42,529.05	28,492.26	71,021.31	33,014.37	3,476.04	41,490.41	
EXPRESSWAY	160,954.57	-0-	160,954.57	153,601.47	-0-	158,601.47	
ST. MARY'S RIVER IMPOUNDING	251,792.44	240,000.00	491,792.44	240,000.00	-0-	240,000.00	
LOCAL ROAD & STREET ACCOUNT	522,454.48	160,995.12	683,449.60	231,284.02	87,484.91	318,768.93	
OMNIBUS CRIME CONTROL	106,285.78	9,846.30	116,132.08	73,118.15	8,789.43	81,907.58	
FIRE PENSION	568,034.74	96,208.12	664,242.86	346,903.91	115,480.62	462,384.53	
POLICE PENSION	567,010.21	94,364.28	661,374.49	359,265.80	193,657.10	552,922.90	
SANITARY OFFICER'S PENSION	46,137.74	41,885.39	88,023.13	44,925.65	3,166.03	48,091.68	
FORT WAYNE ART INSTITUTE	84.21	16,585.54	16,669.75	-0-	16,585.54	16,585.54	
CUMULATIVE CAPITAL IMPROVEMENT	802,465.90	377,861.80	1180,327.70	775,113.65	88,724.83	863,838.48	
CITY-COUNTY BUILDING	61,123.17	-0-	61,123.17	14,945.02	9,382.69	24,327.71	
EMERGENCY EMPLOYMENT ACT (E.E.A.)	214,046.41	40,000.00	254,046.41	191,307.11	47,585.02	245,892.13	
PAYROLL	4678,994.56	965,684.12	5644,678.68	4601,480.98	1038,354.39	5639,835.37	
R-51 FORT WAYNE NAT'L BANK	14,764.51	688.19	15,452.70	10,721.51	-0-	10,721.51	
R-51 DEPOSIT HELD ACCT-FT.WAYNE BANK	7,692.37	-0-	7,692.37	-0-	-0-	-0-	
R-51 ANTHONY WAYNE BANK	138,902.58	-0-	138,902.58	138,902.58	-0-	138,902.58	
R-52 LINCOLN NAT'L BANK	170,028.74	-0-	170,028.74	68,510.11	29,988.59	98,498.70	
R-52 DEPOSIT HELD-LINCOLN NAT'L.	152,525.32	30,125.00	182,650.32	150,000.00	-0-	150,000.00	
<b>TOTALS</b>							
<b>ADJUSTMENTS (explain fully)</b>							
<b>BALANCE (Col 7 must agree with Col 8)</b>							

## CLERK-TREASURER'S, CITY CONTROLLER'S AND CITY TREASURER'S MONTHLY

MONTH OF JUNE 19 72

Prescribed by State Board of Accounts

FUNDS	TOTAL JAN. 1 BALANCE AND RECEIPTS TO DATE 1	RECEIPTS FOR MONTH 2	TOTAL BALANCE AND RECEIPTS 3	DISBURSED TO DATE 4	DISBURSED FOR MONTH 5
R-52A ANTHONY WAYNE BANK	19,540.20	-0-	19,540.20	19,540.20	-0-
R-53 REVOLVING	70,738.27	-0-	70,738.27	56,086.89	5,854.
ELECTRIC	5840,630.19	1145,773.97	6986,404.16	5472,320.03	965,185.
WATER	5212,183.61	1326,519.23	6538,702.84	4869,506.59	946,176.
SEWER	5756,407.95	1132,642.03	6889,049.98	5039,902.04	1295,851.
WATERWORKS CONSTRUCTION PHASE II	453,234.78	-0-	453,234.78	451,242.25	-0-
MUNICIPAL UTILITIES PENSION	56,663.62	11,056.89	67,720.51	47,216.12	11,283.
CRIME CONTROL-POLICE LEGAL ADVISOR	7,673.02	-0-	7,673.02	6,057.67	1,153.
ACCIDENT REPORT ACCOUNT	26,901.00	1,964.00	28,865.00	6,434.40	458.
SEWAGE WORKS CONSTRUCTION	850,857.64	150,000.00	1000,857.64	763,905.15	148,512.
INNER CITY STORM RELIEF PLAN	884,227.50	470,000.00	1354,227.50	883,293.16	441,103.
FIRE REPORT ACCOUNT	105.96	12.00	117.96	-0-	-0-
C.R.P. 89	48,000.00	-0-	48,000.00	20,591.36	1,900.
PAYROLL PENSION FUNDS	566,306.33	145,060.88	711,367.21	566,306.33	145,060.
IPA - 93	2,750.00	5,634.11	8,384.11	18.60	6,176.
CAMP - 94	10,629.00	-0-	10,629.00	2,935.15	2,118.
CHANGE	500.00	-0-	500.00	-0-	-0-



## THE CITY OF FORT WAYNE

office of the mayor

### COMMUNICATION FROM THE MAYOR

July 17, 1972  
To The Common Council  
Fort Wayne, Indiana

Gentlemen and Mrs. Schmidt:

Today, July 17, 1972, I have approved the following ordinances passed by the Common Council at its regular meeting on July 11, 1972.

(Bill No. A-72-06-18)  
APPROPRIATION ORDINANCE NO. A-05-72

AN ORDINANCE appropriating funds from the unexpended and unappropriated balance of The General Fund of the 1972 Budget of the City of Fort Wayne.

(Bill No. A-72-06-24)  
APPROPRIATION ORDINANCE NO. A-04-72

AN ORDINANCE appropriating funds from the General Fund of the 1972 Budget to Account No. 8-2-261a Board of Safety's Building Condemnation.

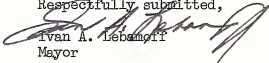
(Bill No. S-72-06-20)  
SPECIAL ORDINANCE NO. S-58-72

AN ORDINANCE approving memorandum of understanding between DANNIE'S MOBILE HOMES, INC. and the CITY OF FORT WAYNE for sanitary sewage disposal and treatment facilities in Valley Hills Estates.

(Bill No. G-72-05-13)  
GENERAL ORDINANCE NO. G-12-72

AN ORDINANCE amending Ordinance amending Ordinance No. G-85-70 1) by abolishing the present Metropolitan Human Relations Commission thereby created; 2) by replacing said Commission with a smaller Commission whose members are more representative of diverse elements of the community; 3) by expanding the powers of said Commission; 4) by expanding the scope of the duties of said Commission; and 5) by making it unlawful to discriminate in education.

Respectfully submitted,

  
Ivan A. Lebamoff  
Mayor

MADE A MATTER OF RECORD

DATE 7/25/72 CHARLES W. WESTERMAN, CITY CLERK



# City of Fort Wayne

City Plan Commission  
William J. Jones, Director  
City-County Building  
One Main Street  
Fort Wayne, Indiana 46802

July 7, 1972

## COMMUNICATION FROM CITY PLAN COMMISSION

The Common Council of the  
City of Fort Wayne  
City-County Building  
One Main Street  
Fort Wayne, Indiana 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is a resolution for the vacation of the following:

That portion of the public alley lying between the east property line of Lot 18 in John Dalman's Addition and the west property line of Lots 14, 15, 16 and 17 of John Dalman's Addition extending from the north right-of-way line of Dalman Avenue to the south line of the east-west alley running adjacent to the north property line of Lots 17 and 18 of John Dalman's Addition, all in the City of Fort Wayne, Allen County, Indiana.

which was approved by the City Plan Commission at its regular meeting held June 19, 1972.

Respectfully submitted

CITY PLAN COMMISSION

Certified and signed this  
7th day of July, 1972

George H. Roser  
Secretary

MADE A MATTER OF RECORD

DATE 7/24/72 CHARLES W. WESTERMAN, CITY CLERK



RESOLUTION

W46223

WHEREAS, Robert Geroff, Ted Markoff, Richard ~~Stinson~~ and Fred Jackson, have petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following public alley in Allen County, Indiana, to-wit:

That portion of the public alley lying between the east property line of Lot 18 in John Dalman's Addition and the west property line of Lots 14, 15, 16 and 17 of John Dalman's Addition extending from the north right-of-way line of Dalman Avenue to the south line of the east-west alley running adjacent to the north property line of Lots 17 and 18 of John Dalman's Addition, all in the City of Fort Wayne, Allen County, Indiana,

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947 of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of 1963 of the General Assembly of the State of Indiana, Ind. Ann. Stat. § 53-744 (Burns 1964 Repl. Ed.); and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof; and,

WHEREAS, said public hearing was held on June 19, 1972, at 7:30 o'clock p.m., and at such hearing there were no objections of any kind or character which should prevent the vacation of said public alley;

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne City Plan Commission that the vacation of said public alley hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana;

BE IT FURTHER RESOLVED by the Fort Wayne City Plan Commission that the vacation of said public alley hereinbefore described be and the same is hereby approved;

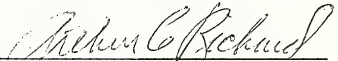
BE IT FINALLY RESOLVED that the action of the Fort Wayne City Plan Commission be forwarded to the proper governing body having jurisdiction of the vacation of streets and alleys in Allen County, Indiana.

STATE OF INDIANA )  
 ) SS:  
COUNTY OF ALLEN )

I, Arthur C. Richard, President of the Fort Wayne City Plan Commission, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne City Plan Commission following a public hearing of said Commission held on June 19, 1972, and as the same appears of record in the official records of said Plan Commission.

DATED THIS 19<sup>th</sup> DAY OF June, 1972.

FORT WAYNE CITY PLAN COMMISSION

  
\_\_\_\_\_  
Arthur C. Richard  
President

PETITION TO VACATE ALLEY

TO THE PLAN COMMISSION  
CITY OF FORT WAYNE, INDIANA

and

THE COMMON COUNCIL  
CITY OF FORT WAYNE, INDIANA

Gentlemen:

The undersigned petitioners, Robert Geroff, Ted Markoff, Richard ~~Stinson~~ <sup>JACOBSON</sup> and Fred Jackson, do hereby respectfully petition the Plan Commission and the Common Council of the City of Fort Wayne to vacate the following alley located within the City of Fort Wayne, Indiana, and described as follows:

That portion of the public alley lying between the east property line of Lot 18 in John Dalman's Addition and the west property line of Lots 14, 15, 16 and 17 of John Dalman's Addition extending from the north right-of-way line of Dalman Avenue to the south line of the east-west alley running adjacent to the north property line of Lots 17 and 18 of John Dalman's Addition, all in the City of Fort Wayne, Allen County, Indiana.

Your petition represents that:

(1) Petitioners, Robert Geroff, Ted Markoff, Richard ~~Stinson~~ <sup>JACOBSON</sup> and Fred Jackson, are the owners of all of the real estate abutting on the east and west of said alley sought to be vacated.

(2) The alley sought to be vacated is not necessary for ingress or egress to or from any property owned by any other parties whatsoever and is not currently used by the public. That there is adequate access to all other properties in the neighborhood of said alley without the use of the alley herein sought to be vacated; and that the vacating of said alley would be to the best interests of these petitioners as well as the citizens of Fort Wayne generally.



(3) A request to vacate the abovedescribed alley has already been filed with the Board of Public Works of the City of Fort Wayne and is currently pending before that Board awaiting disposition of this petition before the City Plan Commission.

(4) Your petitioners file this petition pursuant to the authority granted in Burns Indiana Statutes Annotated, Section 53-744, in order to complete the vacation of the alley abovedescribed.

WHEREFORE, your petitioners pray that the alley abovedescribed be vacated according to the provisions of the Indiana law pertaining thereto.

DATED this 19<sup>th</sup> day of May, 1972.

By Robert Geroff  
Robert Geroff

By Ted Markoff  
Ted Markoff

By Richard Stinson  
Richard Stinson  
M. L. S. D.

By Fred Jackson  
Fred Jackson



BOARD OF PUBLIC SAFETY

# City of Fort Wayne

July 21, 1972

President of the Common Council  
City of Fort Wayne, Indiana

Gentlemen:

Attached herewith are authenticated copies of the Board of Public Safety Regulatory Resolution Number: 52-72/E.

For the purpose of enforcement, please make this communication and the attached Regulatory Resolution a matter of record and incorporate them into the minutes of the next Common Council Meeting.

Respectfully submitted,

Thomas J. Casabura  
Director of Public Safety

MADE A MATTER OF RECORD  
DATE 7/25/72 BY CHARLES W. WESTERMAN, CITY CLERK



REGULATORY RESOLUTION NO. 52-72E

(Adopted July 21, 19 72)

WHEREAS, Section 20(a) (3), Chapter 31, Municipal Code of the City of Fort Wayne, Indiana, as amended by General Ordinance No. G-55 adopted FEB. 14 1961 authorizes the Board of Public Safety to make experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Experimental Regulation hereinafter ordered, with regard to Renew & Extend Regulatory Resolution 39-72/E

\_\_\_\_\_  
\_\_\_\_\_; and,

WHEREAS, the City Traffic : Engineer has, by written memorandum dated July 14, 19 72, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 20 (a) (3) of Chapter 31 of the Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance No G-55. adopted FEB. 14, 1961. to make experimental regulations to cover special condi-

tions, it is hereby ordered, effective July 21 \_\_\_\_\_,

19 72 and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that THE FOLLOWING BE ESTABLISHED:

A. DELETE: THROUGH STREET

1. Wells St. - from Superior St. to north city limits except at Superior St. and State Blvd.

RETURN CERTIFICATE

(Regulatory Resolution No. 52-72/E)

I hereby certify that I did this 21st day of July, 19 72 deliver to each, the City Traffic Engineer, the Chief of Police, the City Attorney, The City Clerk and the President of the Common Council of the City of Fort Wayne, Indiana, respectively, a copy of the within Regulatory Resolution No. 52-72/E of the Board of Public Safety of the City of Fort Wayne, duly certified by me as Secretary of said Board, in accordance with the provisions of Section 20 (a) of Chapter 31, Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance G-55, adopted FEB. 14, 1961.

J. Lawrence Riley, ss.

EXECUTIVE SECRETARY



THE CITY OF FORT WAYNE

July 25, 1972

The Common Council  
City of Fort Wayne  
Fort Wayne, Indiana

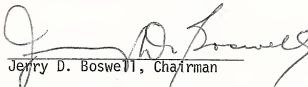
Gentlemen:

An Ordinance for City Utilities Purchase Order to Mack's Truck Equipment in the amount of \$6,195.00 is to be introduced in the Common Council tonight. It was previously scheduled for the July 11 meeting, but I understand no Ordinances were introduced at that time.

This Purchase Order covers the purchase of one (1) line body to be mounted on the new truck at the Light Construction Department. Since the truck cannot be used until this equipment is delivered, I respectfully request the Council's suspension of rules allowing said Ordinance to Pass.

Very truly yours,

BOARD OF PUBLIC WORKS

  
Jerry D. Boswell, Chairman

MADE A MATTER OF RECORD  
DATE 7-25-72 CHARLES W. WESTERMAN, CITY CLERK

The Council then adjourned.

CERTIFICATE

I hereby certify that I am the duly elected, acting and incumbent City Clerk of the City of Fort Wayne, Indiana and as such the custodian of the records of the Common Council of said City and that the above and foregoing is the true, full and complete record of the proceedings of the Common Council of the City of Fort Wayne, Indiana for its Regular Session, held on Tuesday the 25th day of July, 19 72; that the numbered ordinances and resolutions shown therein were duly adopted by said Common Council on said date and were presented by me to the Mayor of the City of Fort Wayne and were signed and approved or disapproved by said Mayor as and on the dates shown as to each such ordinance and resolution respectively; and that all such records, proceedings, ordinances and resolutions remain on file and record in my office.

WITNESS my hand and the official seal of the City of Fort Wayne, Indiana, this 25th day of July, 19 72.

  
Charles W. Westerman  
City Clerk

SEAL

PROCEEDINGS OF THE COMMON COUNCIL  
IN REGULAR SESSION  
TUESDAY, JULY 25, 1972

CITY OF FORT WAYNE, INDIANA  
Journal of the Proceedings  
of the Common Council

The Common Council of the City of Fort Wayne met in the Council Chambers Tuesday evening July 25 A.D., 1972, in Regular Session. President John Nuckols in the chair, and Charles Westerman Clerk, at the desk, present the following members Nine viz:

Burns, Hinga, Kraus, Nuckols, Moses, D. Schmidt, V. Schmidt, Stier, Talarico  
Absent: None

The invocation was given by Reverend Alvin Beggs, Park Forest Church of God.

Received report from the City Controller for the month of June 1972. Motion made and carried that report be made a matter of record and placed on file.

The minutes of the last regular July 11, 1972, Session having been delivered to the Council, were, on motion, approved as published.

COMMUNICATION FROM THE MAYOR

July 14, 1972  
To The Common Council  
Fort Wayne, Indiana

Gentlemen and Mrs. Schmidt:

Today, July 17, 1972, I have approved the following ordinances passed by the Common Council at its regular meeting on July 11, 1972.

(Bill No. A-72-06-18)  
APPROPRIATION ORDINANCE NO. A-05-72

AN ORDINANCE appropriating funds from the unexpended and unappropriated balance of The General Fund of the 1972 Budget of the City of Fort Wayne.

(BILL NO. A-72-06-24)

APPROPRIATION ORDINANCE NO. A-04-72

AN ORDINANCE appropriating funds from the General Fund of the 1972 Budget to Account No. 8-2-261a Board of Safety's Building Condemnation.

(BILL NO. S-72-06-20)

SPECIAL ORDINANCE NO. S-58-72

AN ORDINANCE approving memorandum of understanding between DANNIE'S MOBILE HOMES, INC. and the CITY OF FORT WAYNE for sanitary sewage disposal and treatment facilities in Valley Hills Estates.

(BILL NO. G-72-05-13)

GENERAL ORDINANCE NO. G-12-72

AN ORDINANCE amending Ordinance No. G-85-70 1) by abolishing the present Metropolitan Human Relations Commission thereby created; 2) by replacing said Commission with a smaller Commission whose members are more representative of diverse elements of the community; 3) by expanding the powers of said Commission; 4) by expanding the scope of the duties of said Commission; and 5) by making it unlawful to discriminate in education.

Respectfully submitted,

Ivan A. Lebamoff  
Mayor

Made a matter of record 7-25-72

Charles W. Westerman  
City Clerk

COMMUNICATION FROM CITY PLAN COMMISSION

July 7, 1972

The Common council of the  
City of Fort Wayne  
City-County Building  
One Main Street  
Fort Wayne, Indiana 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is a resolution for the vacation of the following:

That portion of the public alley lying between the east property line of Lot 18 in John Dalman's Addition and the west property line of Lots 14, 15, 16, and 17 of John Dalman's Addition extending from the north right-of-way line of Dalman Avenue to the south line of the east-west alley running adjacent to the north property line of Lots 17 and 18 of John Dalman's Addition, all in the City of Fort Wayne, Allen County, Indiana.



CONTINUED: COMMUNICATION FROM CITY PLAN COMMISSION

which was approved by the City Plan Commission at its regular meeting held June 19, 1972.

Respectfully submitted

Certified and signed this  
7th day of July, 1972

CITY PLAN COMMISSION  
George H. Roser

Made a matter of record  
July 25, 1972

Charles W. Westerman, City Clerk

RESOLUTION

WHEREAS, Robert Geroff, Ted Markoff, Richard McLean, and Fred Jackson, have petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following public alley in Allen County, Indiana, to-wit:

That portion of the public alley lying between the east property line of Lot 18 in John Dalman's Addition and the west property line of Lots 14, 15, 16, and 17 of John Dalman's Addition extending from the north right-of-way line of Dalman Avenue to the south line of the east-west alley running adjacent to the north property line of Lots 17 and 18 of John Dalman's Addition, all in the City of Fort Wayne, Allen County, Indiana,

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947 of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of 1963 of the General Assembly of the State of Indiana, Ind. Ann. Stat. S 53-744 (Burns 1964 Repl. Ed.); and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof; and,

WHEREAS, said public hearing was held on June 19, 1972, at 7:30 o'clock P.M., and at such hearing there were no objections of any kind or character which should prevent the vacation of said public alley;

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne City Plan Commission that the vacation of said public alley hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana;

BE IT FURTHER RESOLVED by the Fort Wayne City Plan Commission that the vacation of said public alley hereinbefore described be and the same is hereby approved;

BE IT FINALLY RESOLVED that the action of the Fort Wayne City Plan Commission be forwarded to the proper governing body having jurisdiction of the vacation of streets and alleys in Allen County, Indiana.

STATE OF INDIANA )  
                          ) SS:  
COUNTY OF ALLEN )

CONTINUED: COMMUNICATION OF CITY PLAN COMMISSION

I, Arthur C. Richard, President of the Fort Wayne City Plan Commission, do hereby certify that attached hereto is a full, true, and correct copy of a resolution adopted by the Fort Wayne City Plan Commission following a public hearing of said Commission held on July 19, 1972, and as the same appears of record in the official records of said Plan Commission.

Dated this 19th day of June, 1972

FORT WAYNE CITY PLAN COMMISSION  
Arthur C. Richard  
President

Made a matter of record  
July 25, 1972

Charles W. Westerman, City Clerk

PETITION TO VACATE ALLEY

To the Plan Commission  
City of Fort Wayne, Indiana  
and  
The Common Council  
City of Fort Wayne, Indiana

Gentlemen:

The undersigned petitioners, Robert Gerooff, Ted Markoff, Richard McLean, and Fred Jackson, do hereby respectfully petition the Plan Commission and the Common Council of the City of Fort Wayne to vacate the following alley located within the City of Fort Wayne, Indiana, and described as follows:

That portion of the public alley lying between the east property line of Lot 18 in John Dalman's Addition and the west property line of Lots 14, 15, 16, and 17 of John Dalman's Addition extending from the north right-of-way line of Dalman Avenue to the south line of the east-west alley running adjacent to the north property line of Lots 17 and 18 of John Dalman's Addition, all in the City of Fort Wayne, Allen County, Indiana.

Your petition represents that:

1) Petitioners, Robert Gerooff, Ted Markoff, Richard McLean, and Fred Jackson, are the owners of all of the real estate abutting on the east and west of said alley sought to be vacated.

2) The alley sought to be vacated is not necessary for ingress or egress to or from any property owned by any other parties whatsoever and is not currently used by the public. That there is adequate access to all other properties in the neighborhood of said alley without the use of the alley herein sought to be vacated; and that the vacating of said alley would be to the best interests of these petitioners as well as the citizens of Fort Wayne generally.

3) A request to vacate the above described alley has already been filed with the Board of Public Works of the City of Fort Wayne and is currently pending

CONTINUED: COMMUNICATION OF CITY PLAN COMMISSION

before that Board awaiting disposition of this petition before the City Plan Commission.

4) Your petitioners file this petition pursuant to the authority granted in Burns Indiana Statutes Annotated, Section 53-744, in order to complete the vacation of the alley abovescribed.

WHEREFORE, your petitioners pray that the alley abovescribed be vacated according to the provisions of the Indiana law pertaining thereto.

Dated this 19th day of May, 1972

By Robert Geroff  
By Ted Markoff  
By Richard McLean  
By Fred R. Jackson

Made a matter of record  
July 25, 1972

Charles W. Westerman, City Clerk

## COMMUNICATION FROM BOARD OF PUBLIC SAFETY

July 21, 1972

President of the Common Council  
City of Fort Wayne, Indiana

Gentlemen:

Attached herewith are authenticated copies of the Board of Public Safety Regulatory Resolution Number: 52-72/E.

For the purpose of enforcement, please make this communication and the attached Regulatory Resolution a matter of record and incorporate them into the minutes of the next Common Council Meeting.

Respectfully submitted,

Thomas J. Casaburo  
Director of Public Safety

Made a matter of record  
July 25, 1972

Charles W. Westerman, City Clerk

REGULATORY RESOLUTION NO. 52-72/E  
(Adopted July 21, 1972)

WHEREAS, Section 20(a) (3), Chapter 31, Municipal Code of the City of Fort Wayne, Indiana, as amended by General Ordinance No. G-55 adopted Feb. 14, 1961 authorizes the Board of Public Safety to make experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Experimental Regulation hereinafter ordered, with regard to Renew & Extend Regulatory Resolution 39-72/E; and,

CONTINUED: COMMUNICATION FROM BOARD OF PUBLIC SAFETY

WHEREAS, the City Traffic Engineer has, by written memorandum dated July 14, 1972, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 20(a) (3) of Chapter 31 of the Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance No. G-55 adopted Feb. 14, 1961 to make experimental regulations to cover special conditions, it is hereby ordered, effective July 21, 1972, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that the following be established:

## A. DELETE: THROUGH STREET

1. Wells St. - from Superior St. to north city limits except at Superior St. and State Blvd.

RETURN CERTIFICATE  
(Regulatory Resolution No. 52-72/E)

I hereby certify that I did this 21st day of July, 1972 deliver to each, the City Traffic Engineer, the Chief of Police, the City Attorney, The City Clerk, and the President of the Common Council of the City of Fort Wayne, Indiana, respectively, a copy of the within Regulatory Resolution No. 52-72/E of the Board of Public Safety of the City of Fort Wayne, duly certified by me as Secretary of said Board, in accordance with the provisions of Section 20 (a) of Chapter 31, Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance G-55 adopted Feb. 14, 1961.

J. Laurence Riley  
Executive Secretary

Made a matter of record  
July 25, 1972

Charles W. Westerman, City Clerk

COMMUNICATION FROM BOARD OF PUBLIC WORKS

July 25, 1972

The Common Council  
City of Fort Wayne  
Fort Wayne, Indiana

Gentlemen:

An Ordinance for City Utilities Purchase Order to Mack's Truck Equipment in the amount of \$6,195.00 is to be introduced in the Common Council tonight. It was previously scheduled for the July 11 meeting, but I understand no Ordinances were introduced at that time.

This Purchase Order covers the purchase of one (1) line body to be mounted on the new truck at the Light Construction Department. Since the truck cannot be used until this equipment is delivered, I respectfully request the Council's suspension of rules allowing said Ordinance to Pass.

CONTINUED: COMMUNICATION FROM BOARD OF PUBLIC WORKS

Very Truly Yours,

Board of Public Works  
Jerry D. Boswell, ChairmanMade a matter of record  
July 25, 1972

Charles W. Westerman, City Clerk

BILL NO. A-72-07-01

## APPROPRIATION ORDINANCE NO. A-\_\_\_\_\_

AN ORDINANCE transferring certain funds within the  
1972 Budget of the Metropolitan Human Relations  
Commission.WHEREAS, the cost of supplies are higher than estimated in Account No.  
3-3-36, Office Supplies; andWHEREAS, there are sufficient funds in Account No. 3-2-23, Instruction,  
in the 1972 Budget of the Metropolitan Human Relations Commission, to cover  
the amounts herein appropriated and transferred, and which funds are not  
required for any other purpose:NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF  
FORT WAYNE, INDIANA:SECTION 1. There is hereby appropriated and transferred from Account No.  
3-2-23, Instruction, the sum of \$800.00, to Account No. 3-3-36, Office Supplies  
in the 1972 Budget of the Metropolitan Human Relations Commission.SECTION 2. That the unobligated and unappropriated balance of Account No.  
3-2-23, Instruction, is hereby reduced in the amount of \$800.00 in the 1972  
budget of the Metropolitan Human Relations Commission.SECTION 3. This Ordinance shall be in full force and effect from and  
after its passage and approval by the Mayor.William T. Hinga  
CouncilmanRead the first time in full and on motion by Hinga seconded by V. Schmidt  
and duly adopted, read the second time by title and referred to the Committee  
on Finance.

Date: July 25, 1972

Charles W. Westerman  
City Clerk

BILL NO. S-72-07-03

## SPECIAL ORDINANCE NO. S-\_\_\_\_\_

AN ORDINANCE approving a contract with GENERAL  
TELEPHONE COMPANY OF INDIANA for payment of dam-  
ages to underground telephone cable by Water and  
Light Construction Departments.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

CONTINUED: BILL NO. A 72-07-03

SECTION 1. A certain contract dated June 30, 1972, between the City of Fort Wayne, by and through its Mayor and the Board of Public Works, and GENERAL TELEPHONE COMPANY OF INDIANA, for:

Damages to Underground Telephone Cable

for a total cost of \$7,631.62, all as more particularly set forth on City Utilities Purchase Order No. 5969, which is by reference incorporated herein and made a part hereof, is hereby in all things ratified, confirmed, and approved.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

William T. Hinga  
Councilman

Read the first time in full and on motion by Hinga seconded by Moses and duly adopted, read the second time by title and referred to the Committee on Finance.

Date: July 24, 1972

Charles W. Westerman  
City Clerk

BILL NO. Z-72-07-09

ZONING ORDINANCE NO. Z-\_\_\_\_\_

AN ORDINANCE amending the City of Fort Wayne  
Zoning Map No. B-10

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the area described as follows is hereby designated a B3B District under the terms of Chapter 36, Municipal Code of the City of Fort Wayne, Indiana, 1946, as amended by General Ordinance No. 2836 and amendments thereof; and the symbols of the City of Fort Wayne Zoning Map No. B-10 referred to therein, established by Section 9, Article III of said Chapter as amended, are hereby changed accordingly, to-wit:

Lot #30, generally bounded on the west by Hanna Street, bounded on the north by Belmont Street, bounded on the south the south line of Southern Heights Addition, bounded on the east property line of Lot #30 of Southern Heights Addition.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor and legal publication thereof.

Eugene Kraus, Jr.  
Councilman

Read the first time in full and on motion by Kraus seconded by Hinga and duly adopted, read the second time by title and referred to the Committee on Regulations.

Date: July 25, 1972

Charles W. Westerman  
City Clerk

BILL NO. Z-72-07-10

## ZONING MAP ORDINANCE NO. Z-\_\_\_\_\_

AN ORDINANCE amending the City of Fort Wayne Zoning Map Nos. GG1, GG2, and FF1.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the area described as follows is hereby designated a B3B District under the terms of Chapter 36, Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance No. 2836 and amendments thereof; and the symbols of the City of Fort Wayne zoning Map Nos. GG1, GG2 and FF1 referred to therein, established by Section 9, Article III of said Chapter as amended, are hereby changed accordingly, to-wit:

Part of Lots 14 and 15 is S. Edsall's Subdivision of Lagro Reserve, the plat of which subdivision is recorded in Deed Record 30, page 16, in the Office of the recorder of Allen County, Indiana, and a part of Lagro Reserve. More particularly bounded and described as follows:

Commencing at the Northwest coner of Section 8, Township 30 North, Range 12 East, thence North 89° 33'00" East along the North line of Section 8, said Township and Range, 3167.77 feet to a point; thence South 0°27'00" East 40.00 feet to a point; thence South 0°33'00" East 51.82 feet to a point on Southwesterly right-of-way of State Road 14; thence Southeasterly 742.17 feet along an arc to the right and having a radius of 2789.79 feet and subtended by a long chord having a bearing of South 76°32'00" East and a length of 739.98 feet to a point on the Southwesterly right-of-way of said State Road; thence South 64°00'49" East along the Southwesterly right-of-way of said State Road 68.29 feet to a point; thence southeasterly 280.46 feet along an arc to the right and having a radius of 2784.79 feet and subtended by a chord having a bearing of South 64°37'37" East and a length of 280.32 feet to a point on the Southwesterly right-of-way of said State Road, which last-mentioned point is the point of beginning; thence from said point of beginning South 51°13'25" West a distance of 1,054.16 feet to a point; thence South 38°46'25" East 840.00 feet to a point of the Northwesterly right-of-way of U.S. Road 24; thence North 51°13'25" East along the Northwesterly right-of-way of U.S. Road 24 400.00 feet to an iron stake; thence North 48°29'15" East along the Northwesterly right-of-way of U.S. Road 24 100.13 feet to an iron stake; thence North 51°21'00" East along the Northwesterly right-of-way of U.S. Road 25 250.00 feet to an iron stake; thence north 47°26'58" East along the Northwesterly right-of-way of U. S. Road 24 441.02 feet; thence North 3°39'50" West along said right-of-way line a distance of 45.65 feet to the Southwesterly right-of-way line a distance of 45.65 feet to the Southwesterly right-of-way of State Road 14; thence North 53°39'00" west a distance of 386.89 feet along said Southwesterly line of State Road 14, thence North 49°51'50" West along said line of State Road 14 a distance of 158.82 feet; thence Northwesterly a distance of 234.74 feet along an arc to the left (along said State Road right of way line) having a radius of 2,784.79 feet and subtended by a long chord having a bearing of North 59°19'37" West and a length of 234.7 feet to the point on said Southwesterly line of State Road 14 which is the place of beginning;

Containing in all 22.09 acres, more or less.

CONTINUED: BILL NO. A-72-07-10

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor and legal publication thereof.

Eugene Kraus, Jr.  
Councilman

Read the first time in full and on motion by Kraus seconded by Hinga and duly adopted, read the second time by title and referred to the Committee on Regulations.

Date: July 25, 1972

Charles Westerman  
City Clerk

BILL NO. A-72-07-11

ZONING MAP ORDINANCE NO. Z-\_\_\_\_\_

AN ORDINANCE amending the City of Fort Wayne Zoning Map Nos. A-7 and A-9

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the area described as follows is hereby designated a B-1 District under the terms of Chapter 36, Municipal Code of the City of Fort Wayne, Indiana, 1946, as amended by General Ordinance No. 2836 and amendments thereof; and the symbols of the City of Fort Wayne Zoning Map Nos. A-7 and A-9 referred to therein, established by Section 9, Article III of said Chapter as amended, are hereby changed accordingly, to-wit:

Lot #133 Brookview Addition Inst. N. 70-2274  
Lot #134 Brookview Addition, Book No. 353, Page 171

SECTION 2. This Ordinance shall be in full force and affect from and after its passage and approval by the Mayor and legal publication thereof.

Eugene Kraus, Jr.  
Councilman

Read the first time in full and on motion by Kraus, seconded by Hinga and duly adopted, read the second time by title and referred to the Committee on Regulations.

Date: July 25, 1972

Charles Westerman  
City Clerk

BILL NO. A-72-07-12

ZONING MAP ORDINANCE NO. Z-\_\_\_\_\_

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. G-9.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:



CONTINUED: BILL NO. Z-72-07-12

SECTION 1. That the area described as follows is hereby designated a R-3 District under the terms of Chapter 36, Municipal Code of the City of Fort Wayne, Indiana, 1946, as amended by General Ordinance No. 8236 and amendments thereof; and they symbols of the City of Fort Wayne Zoning Map No. G-9 referred to therein, established by Section 9, Article III of said Chapter as amended, are hereby changed accordingly, to-wit:

Inwood Park East 70 feet of South 150 feet of Lot 5  
and the West 30 feet of South 150 feet, Lot 6 as re-  
corded in Plat Book 10, Page 28

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor and legal publication thereof.

Eugene Kraus, Jr.  
Councilman

Read the first time in full and on motion by Kraus seconded by V. Schmidt and duly adopted, read the second time by title and referred to the Committee on Regulations.

Date: July 25, 1972

Charles W. Westerman  
City Clerk

BILL NO. Z-72-07-16

ZONING ORDINANCE NO. Z-\_\_\_\_\_

AN ORDINANCE amending the City of Fort Wayne  
Zoning Map No. F-17.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the area described as follows is hereby designated a B3B District under the terms of Chapter 36, Municipal Code of the City of Fort Wayne, Indiana, 1946, as amended by General Ordinance No. 2836 and amendments thereof; and the symbols of the City of Fort Wayne Zoning Map No. F-17 referred to therein, established by Section 9, Article III of said Chapter as amended, are hereby changed accordingly, to-wit:

Property is located in the County of Allen, State of Indiana and identified or described as follows:

Part of the West half of the Northwest quarter of Section 20, Township 31 North, Range 13 East, Allen County, Indiana, more particularly described as follows:

Beginning at a point of the North line of the Northwest quarter of Section 20, Township 31 North, Range 13 East, Allen County, Indiana, said point being situated 238.7 feet West of the Northeast corner of the West half of the Northwest quarter of said Section 20-31-13; thence South 00 degrees 10 minutes East, parallel to the East line of the West half of the Northwest quarter of Section 20-31-13, a distance of 170.0 feet to a point; thence South 90 degrees 00 minutes West, parallel to the North line of the Northwest quarter of Section 20-31-13; a distance of 150.0 feet to a point; thence North 00 degrees 10 minutes West,

CONTINUED: Z-72-07-16

parallel to the East line of the West half of the Northwest quarter of Section 20-31-13, a distance of 170.0 feet to a point on the North line of the Northwest quarter of Section 20-31-13; thence North 90 degrees 00 minutes East, along the aforesaid North line of the Northwest quarter of Section 20-31-13, a distance of 150.0 feet to the point of beginning.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor and legal publication thereof.

Eugene Kraus, Jr.  
Councilman

Read the first time in full and on motion by Kraus seconded by V. Schmidt and duly adopted, read the second time by title and referred to the Committee on Regulations.

Date: July 25, 1972

Charles W. Westerman  
City Clerk

BILL NO. S-72-07-04

SPECIAL ORDINANCE NO. S-\_\_\_\_\_

AN ORDINANCE approving a contract with SANITARY HYDRAULICS, INC. for one (1) Sewer Jet Machine for the Water Pollution Control Maintenance Department.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. A certain contract dated July 5, 1972, between the City of Fort Wayne, by and through its Mayor and the Board of Public Works, and SANITARY HYDRAULICS, INC. for:

One (1) Sewer Jet Machine

for a total cost of \$11,264.00, all as more particularly set forth on City Utilities Purchase Order No. 6685, which is by reference incorporated herein and made a part hereof, is hereby in all things ratified, confirmed, and approved.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

Paul M. Burns  
Councilman

Read the first time in full and on motion by Burns seconded by Kraus and duly adopted, read the second time by title and referred to the Committee on City Utilities.

Date: July 25, 1972

Charles W. Westerman  
City Clerk

BILL NO. S-72-07-05

## SPECIAL ORDINANCE NO. S-\_\_\_\_\_

AN ORDINANCE approving contracts with BAUER BROTHERS COMPANY, REX CHAINBELT, INC. and SWECO, INC. for furnishing Screening Units.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. Certain contracts dated July 11, 1972, between the City of Fort Wayne, by and through its Mayor and the Board of Public Works, and BAUER BROTHERS COMPANY, REX CHAINBELT, INC. and SWECO, INC., for:

Furnishing of Screening Units to be used in connection with Terminal Pond No. 1.

for a cost of

Bauer Brothers Company	\$60,500.00
Rex Chainbelt, Inc.	\$39,400.00
Sweco, Inc.	\$138,724.00

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

Paul M. Burns  
Councilman

Read the first time in full and on motion by Burns seconded by Hinga and duly adopted, read the second time by title and referred to the Committee on City Utilities.

Date: July 25, 1972

Charles W. Westerman  
City Clerk

BILL NO. S-72-07-06

## SPECIAL ORDINANCE NO. S-\_\_\_\_\_

AN ORDINANCE approving a contract with INTERNATIONAL HARVESTER COMPANY for two (2) 1972 Tandem Cab and Chassis GVV for Water Construction.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. A certain contract dated June 2, 1972, between the City of Fort Wayne, by and through its Mayor and the Board of Public Works, and INTERNATIONAL HARVESTER COMPANY, for:

Two (2) 1972 Tandem Cab and Chassis GVV  
for Water Construction

for a total cost of \$17,320.24, all as more particularly set forth on City Utilities Purchase Order No. 6620, which is by reference incorporated herein and made a part hereof, is hereby in all things ratified, confirmed and approved.

CONTINUED: BILL NO. S-72-07-06

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

Paul M. Burns  
Councilman

Read the first time in full and on motion by Burns seconded by Hinga and duly adopted, read the second time by title and referred to the Committee on City Utilities.

Date: July 25, 1972

Charles W. Westerman  
City Clerk

BILL NO. S-72-07-07

SPECIAL ORDINANCE NO. S-\_\_\_\_\_

AN ORDINANCE approving a certain bid document with Motorola Communications & Electronics Inc. for (1) Automatic Paging System.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. A certain bid document Ref. No. 463 dated July 17, 1972 between the City of Fort Wayne, by and through its Mayor and the Board of Public Safety, Communications Department, and Motorola Communications & Electronics, Inc., for

(1) Automatic Paging System \$8,934.00

as more specifically set forth in said bid document Ref. No. 463 and Purchase Order No. 3-08825, which are on file in the office of the Department of Purchasing, and are by reference incorporated herein and made a part hereof, is hereby in all things ratified, confirmed and approved.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

Winfield Moses, Jr.  
Councilman

Read the first time in full and on motion by Moses seconded by Hinga and duly adopted, read the second time by title and referred to the Committee on Public Works.

Date: July 25, 1972

Charles W. Westerman  
City Clerk

CONTINUED:

1423

SUSPENSION OF RULES

Councilman, William T. Hinga, moved to suspend the rules on passage of BILL NO. S-72-07-15, at this meeting of July 25, 1972, of the Common Council of the City of Fort Wayne, Indiana. Said motion was seconded by Councilman, Donald Schmidt, and duly passed by unanimous vote of all legally elected members of the said Common Council. The above BILL and the SPECIAL ORDINANCE was accordingly placed on its passage.

Charles W. Westerman  
City Clerk

BILL NO. S-72-08-15

REPORT OF THE COMMITTEE ON FINANCE

We, your Committee on Finance to whom was referred an Ordinance fixing the salaries of each and every appointive officer, employee, deputy, assistant, and departmental and institutional head of the City of Fort Wayne, Indiana for the year 1973 have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO PASS.

William T. Hinga  
Winfield Moses, Jr.  
Samuel J. Talarico  
Paul "Mike" Burns  
James Stier

Concurred in 7-25-72

Charles W. Westerman  
City Clerk

BILL NO. S-72-07-15

SPECIAL ORDINANCE NO. S-61-72

AN ORDINANCE fixing the salaries of each and every appointive officer, employee, deputy, assistant and departmental and institutional head of the City of Fort Wayne, Indiana for the year 1973.

WHEREAS, the Mayor of the City of Fort Wayne has fixed the salaries of each and every appointive officer, employee, deputy, assistant and departmental and institutional head of the City of Fort Wayne for the year 1973 and submitted a report of the same for the action and approval of this Council: and

WHEREAS, the Board of Public Works, as the administrative authority in control of the Parking Meter Fund and the City Parking Garage Fund, has fixed certain compensation for a certain appointive officer and departmental head and employees for the year 1973 to be paid out of the Parking Meter Fund and the

## CONTINUED:

City Parking Garage Fund, which action by said board has been approved by the Mayor of the City of Fort Wayne and has been submitted by him to this Council by written report for its approval; and

WHEREAS, it is the purpose and intention of this ordinance to approve the aforesaid salaries and additional compensation so fixed:

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That from and after the first day of January, 1973, the following appointive officers, employees, deputies, assistants and departmental and institutional heads of the City of Fort Wayne shall receive the following salaries per year, payable bi-weekly in installments to-wit:

COMMON COUNCIL

Councilman----- \$ 4,200

OFFICE OF THE MAYOR

Mayor----- \$22,500  
 Administrative Assistant----- 16,400  
 Executive Secretary----- 8,500  
 Clerk Typist----- 7,500  
 Receptionist----- 6,000

OFFICE OF THE CONTROLLER

Controller----- \$17,200  
 Deputy Controller----- 14,130  
 Cost Accountant----- 12,000  
 Federal Funds Auditor----- 12,000  
 Executive Secretary----- 7,600  
 Bookkeeper - Machine Operator----- 7,200  
 Accounting Clerk I----- 6,710  
 Accounting Clerk II----- 6,370  
 Payroll Clerk----- 6,710  
 City-County Bookkeeper----- 3,919

DEPARTMENT OF PURCHASING

Director of Purchasing----- \$16,250  
 Assistant Director (Civil City)----- 12,500  
 Assistant Director (City Utilities)----- 10,000  
 Buyer----- 9,500  
 Clerk Typist I----- 6,169  
 Clerk Typist II----- 5,554

OFFICE OF THE CITY CLERK

City Clerk----- \$12,000  
 Deputy City Clerk----- 6,710

## CONTINUED:

Secretary-----	\$ 6,710
Clerk-----	5,592

THREE RIVERS COORDINATING COUNCIL

Executive Director-----	\$12,715
Planner I-----	9,624
Technician-Draftsman-----	8,387
Administrative Assistant-----	6,682
Environmental Control Planner-----	12,500

From and after the first day of January, 1973, the salaries of the following employees, (Executive Director, Planner I, Technician-Draftsman, Administrative Assistant & Attorney) who are members of the staff of the Three Rivers Coordinating Council, shall be paid according to the terms of an agreement between the duly elected officials, of the City of Fort Wayne, the County of Allen, and the City of New Haven as follows: The City of Fort Wayne shall pay 45 percent of said salaries; the County of Allen 45 percent; and the City of New Haven 10 percent.

DEPARTMENT OF URBAN AFFAIRS

Co-Ordinator of Urban Affairs-----	\$14,217
Secretary-----	6,710
Assistant Co-Ordinator of Urban Affairs-----	9,000

METROPOLITAN HUMAN RELATIONS COMMISSION

Executive Director-----	\$15,750
Community Relations Representative-----	10,334
Secretary-----	6,710
Clerk-----	5,592

CIVIL DEFENSE DEPARTMENT

Executive Director-----	\$12,500
Clerk-Typist-----	6,169
Secretary (Part-Time)-----	3,614

BOARD OF PUBLIC WORKS

Chairman of Board-----	\$16,576
Member of Board-----	16,400
Administrative Assistant-----	11,500
Clerk to Board-----	10,335
Human Resources Coordinator-----	9,500
Director Information and Complaints-----	9,300
Board of Works Inspector "A"-----	9,000
Bookkeeper-----	6,710
Secretary "A"-----	7,200
Secretary "B"-----	6,800
Minute Record Clerk-----	6,710
Clerk Typist "A"-----	6,256

## CONTINUED:

Clerk Typist "B"-----	\$ 5,963
Parking Administrator xx-----	10,985
EEO Officer-----	10,000

BUILDING DEPARTMENT

Building Commissioner-----	\$14,260
Relocation and Minimum Housing Commissioner-----	14,000
Deputy Building Commissioner-----	12,013
Assistant Building Commissioner-----	11,050
Building Inspector-----	11,371
Assistant Building Inspector-----	10,729
Electrical Inspector-----	11,371
Assistant Electrical Inspector-----	10,729
Piping Inspector-----	11,371
Plumbing Inspector-----	11,371
Assistant Plumbing Inspector-----	10,729
Sign Inspector-----	10,729
Heating Inspector-----	11,371
Minimum Housing Inspector-----	9,087
Secretary-----	6,710
Clerk-Dispatcher-----	6,556
Clerk Typist-----	5,592
Clerk Typist-----	5,467

CITY PARKING LOT

Attendant-----	\$ 6,590
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ENGINEERING DEPARTMENT

Street Engineer-----	\$14,350
Administrative Assistant-----	12,800
Secretary-----	7,098
Clerk Typist-----	5,466
Engineer 3-C-----	11,904
Engineer 3-B-----	11,583
Engineer 3-A-----	11,270
Engineer 3-----	10,958
Engineer 2-C-----	10,647
Engineer 2-B-----	10,334
Engineer 2-A-----	10,023
Engineer 2-----	9,710
Engineering Aide, Grade C-3-----	9,398
Engineering Aide, Grade C-2-----	9,087
Engineering Aide, Grade C-1-----	8,774
Engineering Aide, Grade C-----	8,463
Engineering Aide, Grade B-3-----	8,150
Engineering Aide, Grade B-2-----	7,838
Engineering Aide, Grade B-1-----	7,526
Engineering Aide, Grade B-----	7,214



CONTINUED:

PARKING METER OPERATIONS

Repair & Maintenance Man-----	\$ 8,375
Parking Control Officer-----	9,000

STREET DEPARTMENT

Street Commissioner xxx-----	\$12,830
Superintendent of Street Resurfacing & Inspection xxx-----	12,500
Assistant Street Commissioner xxx-----	9,710
Bookkeeper and Payroll Clerk xxx-----	5,964
Clerk Typist xxx-----	5,467

ASPHALT PLANT & LABORATORY

Superintendent & Chemist xxx-----	\$ 9,910
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BOARD OF PUBLIC SAFETY

Director, Board of Safety-----	\$16,576
Executive Secretary-----	9,523
Office Secretary-----	6,710
Board Member - Part-Time (2)-----	3,295

COMMUNICATIONS DEPARTMENT

Chief of Communications-----	\$12,483
Assistant Chief of Communications-----	10,958
Administrative Assistant-----	10,334
Senior Technician-----	10,334
Radio Technician-----	10,085
Sergeant-----	9,710
Dispatchers-----	9,087
Secretary-----	6,169
Dispatcher - First Six Months-----	8,463
Trainee-----	7,500

FIRE DEPARTMENT

Fire Chief-----	\$15,950
Assistant Chief-----	12,483
Fire Prevention Chief-----	12,483
Chief, Technical Services-----	10,958
Deputy Fire Prevention Chief-----	10,958
Instructor-----	10,958
District Chief-----	10,958
Platoon Captain-----	10,334
Captain of Mechanics-----	9,710
Captain-----	9,710
Lieutenant-----	9,336
Fireman-----	9,087
Fireman - First Six Months-----	8,463

## CONTINUED:

Office Secretary: Accounting Clerk II-----	\$ 6,370
First Class Mechanic (Civilian)-----	8,463

From and after the first day of January, 1973, each member of the Fort Wayne Fire Department who performs 24 hour's service, beginning with the shift going on duty at 7 A.M. and working for the remainder of the day on the holidays of New Years's Day, Easter, Memorial Day, Independence Day, Labor Day, Thanksgiving Day, day after Thanksgiving, December 24, and Christmas Day, shall be paid \$30.00 over and above his regular salary for each said holiday said member of the Fire Department shall work.

POLICE DEPARTMENT\*

Chief of Police-----	\$15,950
Deputy Chief-----	12,483
Inspector-----	11,725
Captain-----	10,958
Lieutenant-----	10,334
First Sergeant-----	9,836
Detective Sergeant-----	9,710
Patrol Sergeant-----	9,710
Desk Sergeant-----	9,836
Patrolman-----	9,087
Patrolman - First Six Months-----	8,463
Office Secretary-----	6,169
Office Clerk-----	5,592
First Class Mechanic (Civilian)-----	9,087
Second Class Mechanic (Civilian)-----	8,463
Mechanic's Helper (Civilian)-----	8,212
Wash & Gas Man (Civilian)-----	7,214
Police Cadets-----	7,284
Police Legal Advisor-----	16,400

From and after the first day of January, 1973, each member of the Fort Wayne Police Department who performs a full eight hour's service during the holidays of New Years's Day, Easter, Memorial Day, Independence Day, Labor Day, Veterans Day, Thanksgiving Day, Christmas Day, and Birthday, shall be given one full day of vacation as compensatory time for having worked during one or more of the above holidays, and said vacation shall be in addition to all other vacations provided for members of said Police Department.

TRAFFIC ENGINEERING DEPARTMENT

Traffic Engineer-----	\$15,373
Assistant Traffic Engineer-----	12,456
Engineering Aide, Grade C-2-----	9,037
Draftsman, Engineer-----	8,463
Survey Technician-----	7,838
Secretary-----	6,169
Clerk Typist, Grade 5-----	5,592
Clerk Typist, Grade 5-----	5,467

\*Salaries Amended As Per Section 4 and Section 5.

## CONTINUED:

Sign & Marking Supervisor-----	\$10,334
Painter, 1st Class-----	7,977
Painter, 2nd Class-----	7,339
Painter, 3rd Class-----	6,989
Painter, 4th Class-----	6,639
Signal Superintendent-----	11,583
Signal Foreman-----	10,334
Signal Procurement & Stores Technician-----	10,085
Signal Electrician-----	10,085
Computer Programmer-----	9,980
Computer Operator-----	8,776
Signal Apprentice-Class Eight-----	6,191
Signal Apprentice-Class Seven-----	6,678
Signal Apprentice-Class Six-----	7,165
Signal Apprentice-Class Five-----	7,651
Signal Apprentice-Class Four-----	8,138
Signal Apprentice-Class Three-----	8,625
Signal Apprentice-Class Two-----	9,112
Signal Apprentice-Class One-----	9,598

DEPARTMENT OF PUBLIC PARKS

Superintendent of Recreation & Parks-----	\$16,574
Assistant Superintendent of Recreation-----	12,207
Assistant Superintendent of Parks-----	12,207
Business Manager & Secretary-----	12,207
Park Supervisor "A"-----	10,334
Park Supervisor "B"-----	9,710
Park Supervisor "C"-----	9,087
Director of Zoo-----	11,585
Park Service Director-----	10,334
Assistant Park Service Director-----	10,085
Park Service Officer "A"-----	9,461
Park Service Officer "B"-----	9,211
Park Service Officer "C"-----	9,087
Recreation Leader-----	6,091
Bookkeeper & Office Manager-----	7,229
Stenographer-----	6,710
Clerk "B"-----	5,592
Clerk "A"-----	5,964

CITY PLAN COMMISSION

Executive Director-----	\$16,574
Administrative Assistant-----	11,000
Planning Technician-----	9,336
Project Planner-----	8,837
Draftsman, Grade A-----	8,463
Office Secretary A-----	6,710
Office Secretary B-----	6,169
Physical Planner-----	12,000
Urban Renewal Planner-----	16,000

## CONTINUED:

Economic Planner-----	\$16,000
Social Planner-----	14,000
C.R.P. Project Director-----	14,350
C.R.P. Project Technician-----	10,000
Citizen Participation Specialist-----	12,000
Citizen Participation Assistant-----	9,000

HUMANE COMMISSION

Chief Humane Officer-----	\$10,958
Humane Officer-----	9,087
Clerk-Dispatcher-----	6,556
Kennelman-----	6,429
Clerk-----	5,963

WEIGHTS & MEASURES DEPARTMENT

Inspector-----	\$10,264
Assistant Inspector-----	7,838

DEPARTMENT OF PUBLIC HEALTH

City Health Officer-----	\$ 7,107
Assistant City Health Officer, Chief Inspector-----	16,574
Bacteriologist, Inspector-----	12,207
Assistant Bacteriologist, Inspector-----	10,334
Deputy Chief, Inspector-----	12,483
Captain, Inspector-----	10,958
Lieutenant Inspector-----	10,334
Sergeant, Inspector-----	9,710
Sanitary Officer-----	9,087
Public Health Nurse "A"-----	7,963
Public Health Nurse "B"-----	7,850
Public Health Nurse "C"-----	7,399
Parochial School Nurse-----	7,963
Nurse, Venereal Disease Clinic-----	8,910
Registrar-----	7,098
Assistant Registrar "A"-----	6,169
Assistant Registrar "B"-----	5,964
Office Secretary-----	6,169
Office Secretary, Bookkeeper-----	6,710
Clinic Director-----	5,343
Assistant Office Secretary-----	5,964
Laboratory Assistant-----	5,964
School Physician-----	2,596
Dentist - Parochial School-----	2,596
Switchboard Operator & Clerk-----	5,592
Registration Clerk A-----	5,592
Registration Clerk B-----	5,467
Public Health Educator "A"-----	10,200
Public Health Educator "B"-----	9,200

CONTINUED:

OFFICE OF THE CITY ATTORNEY

City Attorney-----	\$14,217
Associate City Attorney-----	9,710
Office Secretary-----	7,100
Associate City Attorney - City Council-----	11,906

SECTION 2. (xx) That from and after the first day of January, 1973, the yearly compensation of the Parking Administrator, in the amount of \$10,958, shall be paid in bi-weekly installments; two thirds, or \$7,309 shall be paid from the Parking Meter Fund, and one-third, or \$3,649 shall be paid from the City Parking Garage.

WHEREAS, the accounting records of the City Parking Garage have been transferred to the Board of Public Works and assigned to the Minute Record Clerk as an additional duty, it is deemed appropriate to compensate said employee and additional compensation in the sum of \$416 per annum to be paid from the Parking Meter Fund, and said additional compensation is hereby authorized.

SECTION 3. (xxx) That from and after the first day of January, 1973, the yearly compensation of the Street Department & Asphalt Plant & Laboratory shall be paid from the proceeds of the Motor Vehicle Highway Funds received by the City.

\*SECTION 4. All sworn officers, up to and including Captains, regularly assigned to "B" and "C" shifts of the Fort Wayne Police Department, shall receive a shift differential as follows:

1. Those regularly assigned to "B" shift, or any shift beginning between 12 Noon and 3:00 P.M., shall have added to their regularly determined earnings 5% of the base patrolman's salary for such pay period.
2. Those regularly assigned to "C" shift, or any shift beginning between 9:00 P.M. and 12 Midnight, shall have added to their regularly determined earnings 10% of the base patrolman's salary for such pay period.

Those eligible for the shift differential shall not include Patrolmen with less than six months seniority, civilian employees, any officers regularly assigned to the Communications Department, the City Board of Health, or the Department of Traffic Engineering.

In no event shall the base salary of a first class patrolman, within the meaning of Burns Indiana Statutes annotated Section 48-6403, be considered as including the shift differential for police pension purposes.

\*SECTION 5. All sworn personnel of the Fort Wayne Police Department being regularly employed as police officers shall receive a monetary incentive for successfully completing courses at an accredited college or university as follows:

1. From 1-60 semester hours, or 1-90 quarter hours, the

CONTINUED:

- officer shall receive a bonus of \$10 per year for every semester or quarter hour completed.
2. In excess of 60 semester hours or 90 quarter hours, the officer shall receive a bonus of \$5 per year for every semester hour completed.
  3. An additional bonus of \$300 per year shall be granted to all officers receiving a four-year baccalaureate degree or its equivalent. Those receiving a two-year associate degree or its equivalent, shall receive a bonus in the amount of \$150. In no case shall the bonus for an earned degree exceed \$300, or a total bonus for any one officer exceed \$1,500.
  4. Those attending police-oriented seminars, conferences, institutes, or schools shall receive  $\frac{1}{2}$  semester hour or  $\frac{3}{4}$  quarter hour of credit upon successful completion of the course.

The bonuses shall be added to the officer's regularly determined earnings. In no event shall the base salary of a first class patrolman, within the meaning of Burns Indiana Statutes Annotated Section 48-6403, be considered as including the educational bonus for police pension purposes.

Those eligible for the educational incentive program shall not include officers regularly assigned to the Communications Department, the City Board of Health or the Department of Traffic Engineering.

William T. Hinga  
Councilman

Read the third time in full and on motion by Hinga seconded by D. Schmidt and duly adopted, placed on its passage. PASSED by the following vote:

Ayes: Nine

Burns, Hinga, Kraus, Nuckols, Moses, D. Schmidt, V. Schmidt, Stier, Talarico

Nays: None

Date: 7-25-72

Charles W. Westerman  
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana as Special Ordinance No. S-61-72 on the 25th day of July, 1972.

ATTEST:

(SEAL)

Charles W. Westerman  
City Clerk

John Nuckols  
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 26th day of July, 1972, at the hour of 1:30 o'clock P.M. E.S.T.

CONTINUED:

Charles W. Westerman  
City Clerk

Approved and signed by me this 26th day of July, 1972, at the hour of 1:45 o'clock P.M., E.S.T.

Ivan A. Lebamoff  
Mayor

BILL NO. R-72-07-13

RESOLUTION NO. R-32-72

RESOLUTION authorizing payment for  
repairs to City-owned vehicle.

WHEREAS, Squad car #6 was damaged in an accident April 5, 1972 at the intersection of South Hanna and U.S. 27; and

WHEREAS, settlement in the amount of \$739.75 was paid by Home Mutual Insurance Company, to the City Controller's Office, which money was receipted in to the General Fund; and

WHEREAS, Jim Kelley Buick, Inc. has submitted an estimate in the amount of \$739.75, which sum is the reasonable value of said repairs;

NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

1. That the City Controller is authorized to pay the sum of \$739.75 to Jim Kelley Buick, Inc. for repairs to Squad Car #6.

William T. Hinga  
Councilman

Read the third time in full and on motion by Hinga seconded by Stier and duly adopted, placed on its passage. PASSED by the following vote:

Ayes: None  
Burns, Hinga, Kraus, Nuckols, Moses, D. Schmidt, V. Schmidt, Stier, Talarico  
Nays: None

Date July 25, 1972

Charles W. Westerman  
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana as Resolution No. R-32-72 on the 25th day of July, 1972.

ATTEST:

(SEAL)

Charles W. Westerman  
City Clerk

John Nuckols  
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 26th day of July, 1972, at the hour of 1:30 o'clock P.M., E.S.T.

Charles W. Westerman  
City Clerk

Approved and signed by me this 26th day of July, 1972 at the hour of 1:45 o'clock P.M., E.S.T.

Ivan A. Lebamoff  
Mayor

BILL NO. R-72-07-14

RESOLUTION NO. R-33-72

RESOLUTION authorizing transfer of funds within the 1972 Budget of the Department of Public Health.

WHEREAS, it is necessary to establish a revolving fund to make operating cash available for the Federal Venereal Disease Program of the Department of Public Health.

NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

1. That the City Controller is hereby authorized to transfer the following sums from the 1972 Budget of Account Nos. as follows:

Acct. #9-2-213	
Travel Expense . . . . .	\$ 400.00
Acct. #9-3-34	
Hospital for V.D. Cases . . . . .	\$ 950.00
Acct. #9-7-721	
Furniture and Fixtures . . . . .	\$1,377.38
Acct. #9-7-722	
Motor Equipment . . . . .	\$1,708.27

to a revolving fund for the Federal Venereal Disease Program of the 1972 Budget of the Department of Public Health.

William T. Hinga  
Councilman

Read the third time in full and on motion by Hinga seconded by Moses and duly adopted, placed on its passage. PASSED by the following vote:

Ayes: Nine  
Burns, Hinga, Kraus, Nuckols, Moses, D. Schmidt, V. Schmidt, Stier, Talarico  
Nays: None

Date: July 25, 1972

Charles W. Westerman  
City Clerk



Passed and adopted by the Common Council of the City of Fort Wayne, Indiana as Resolution No. 33-72 on the 25th day of July, 1972.

ATTEST: (SEAL)

Charles W. Westerman  
City Clerk

John Nuckols  
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana on the 26th day of July, 1972, at the hour of 1:30 o'clock P.M., E.S.T.

Charles W. Westerman  
City Clerk

Approved and signed by me this 26th day of July, 1972 at the hour of 1:45 o'clock P.M., E.S.T.

Ivan A. Lebamoff  
Mayor

SUSPENSION OF RULES

Councilman, Eugene Kraus, Jr., moved to suspend the rules on passage of BILL NO. S-72-05-02, at this meeting of July 25, 1972, of the Common Council of the City of Fort Wayne, Indiana. Said motion was seconded by Councilman, James Stier, and duly passed by unanimous vote of all legally elected members of the said Common Council.

The above BILL and SPECIAL ORDINANCE was accordingly placed on its passage.

Charles W. Westerman  
City Clerk

BILL NO. S-72-07-08

SPECIAL ORDINANCE NO. S-60-72

AN ORDINANCE approving a certain bid document with GENERAL TRUCK SALES CORP. for G.V.W. Van Truck.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. A certain bid document Reference No. 456 dated May 18, 1972 between the City of Fort Wayne, by and through its Mayor and the Fort Wayne Humane Commission and GENERAL TRUCK SALES CORP., for

1 - 5000 lbs. maximum G.V.W. Van Truck

as more specifically set forth in said bid document Reference No. 456 and Purchase Order No. 3-07577, which are on file in the office of the Department of Purchasing

and are by reference incorporated herein and made a part hereof, is hereby in all things ratified, confirmed and approved.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

Eugene Kraus, Jr.  
Councilman

Read the third time in full and on motion by Kraus seconded by Stier and duly adopted, placed on its passage. PASSED by the following vote:

Ayes: Nine  
Burns, Hinga, Kraus, Nuckols, Moses, D. Schmidt, V. Schmidt, Stier, Talarico  
Nays: None

Date: July 25, 1972

Charles W. Westerman  
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana as Ordinance No. S-60-72 on the 25th day of July, 1972

ATTEST: (SEAL)

Charles W. Westerman  
City Clerk

John Nuckols  
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana on the 26th day of July, 1972 at the hour of 1:30 o'clock P.M., E.S.T.

Charles W. Westerman  
City Clerk

Approved and signed by me this 26th day of July, 1972 at the hour of 1:45 o'clock P.M., E.S.T.

Ivan A. Lebamoff  
Mayor

BILL NO. R-72-06-21

RESOLUTION NO. R-31-72

RESOLUTION of commitment to a 4-C (Community Coordinated Child Care) Program for the City Of Fort Wayne, Indiana.

WHEREAS, in our community, there are mothers, who are working for economic reasons, and lack the resource to pay for adequate care and are frequently forced to leave the care and protection of their children to chance and,

WHEREAS, there are mothers receiving Aid to Dependent Children who desire to work and who are unable to do so because there is no way to care for their children, and,

WHEREAS, that when no service for child care exists, some families make poor

or dangerous arrangements, and

WHEREAS, the (Community Coordinated Child Care) Program is a system to coordinate the various child care programs and lead to more effective planning, continuity of service to child and family, more efficient use of local sources, better utilization of Federal, State, and local funds in reduced administration costs, and,

WHEREAS, a steering committee has been formed to submit a proposal to the 4-C State Committee and the 4-C Federal Regional Committee and,

WHEREAS, the coordinated efforts of all agencies both public and private are required to achieve acceptance as a recognized 4-C Community.

NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

That it does hereby endorse and support the development of a 4-C Program, and commit itself to the full achievement of this program.

Eugene Kraus Jr.  
Councilman

Read the third time in full and on motion by Kraus seconded by Hinga and duly adopted, placed on its passage. PASSED by the following vote:

Ayes: Nine  
Burns, Hinga, Kraus, Nuckols, Moses, D. Schmidt, V. Schmidt, Stier, Talarico  
Nays: None

Date: July 25, 1972

Charles W. Westerman  
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana as Resolution NO. R-31-72 on the 25th day of July, 1972.

ATTEST: (SEAL)

Charles W. Westerman  
City Clerk

John Nuckols  
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 26th day of July, 1972 at the hour of 1:30 o'clock P.M., E.S.T.

Charles W. Westerman  
City Clerk

Approved and signed by me this 26th day of July, 1972 at the hour of 1:45 o'clock P.M., E.S.T.

Ivan A. Lebamoff  
Mayor

SUSPENSION OF RULES

Councilman, Paul "mike" Burns, moved to suspend the rules on passage of BILL NO. S-72-07-02, at this meeting of July 25, 1972, of the Common Council of the City of Fort Wayne, Indiana. Said motion was seconded by Councilman William T. Hinga, and duly passed by unanimous vote of all legally elected members of the said Common Council. The above BILL and SPECIAL ORDINANCE was accordingly placed on its passage.

Charles W. Westerman  
City Clerk

BILL NO. S-72-07-02

SPECIAL ORDINANCE NO. S-59-72

AN ORDINANCE approving a contract with MACK'S TRUCK EQUIPMENT for (1) line body for new truck for Light Construction.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. A certain contract dated June 23, 1972, between the City of Fort Wayne, by and through its Mayor and the Board of Public Works, and MACK'S TRUCK EQUIPMENT, for:

(1) Line body for new truck

for a total cost of \$6,195.00, all as more particularly set forth on City Utilities Purchase Order No. 6541, which is by reference incorporated herein and made a part hereof, is hereby in all things ratified, confirmed, and approved.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

Paul M. Burns  
Councilman

Read the third time in full and on motion by Burns seconded by Hinga and duly adopted, placed on its passage. PASSED by the following vote:

Ayes: Nine  
Burns, Hinga, Kraus, Nuckols, Moses, D. Schmidt, V. Schmidt, Stier, Talarico

Date: July 25, 1972

Charles W. Westerman  
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, on the 26th day of July, 1972, at the hour of 1:30 o'clock P.M., E.S.T.

ATTEST: (SEAL)

Charles W. Westerman  
City Clerk

John Nuckols  
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 26th day of July, 1972 at the hour of 1:30 o'clock P.M., E.S.T.

Charles W. Westerman  
City Clerk

Approved and signed by me this 26th day of July, 1972 at the hour of 1:45 o'clock P.M., E.S.T.

Ivan A. Lebamoff  
Mayor

WITHDRAWAL OF GENERAL ORDINANCE NO. G-71-01-11

On motion by Councilman Talarico, Bill No. G-71-01-11 seconded by Hinga:

AN ORDINANCE prohibiting the sale, lending  
or exhibition of harmful materials to minors  
and imposing penalties.

that this ordinance No. G-71-01-11 is hereby withdrawn for no further action by the Common Council of the City of Fort Wayne, on Bill No. G-71-01-11. PASSED by the following vote:

Ayes: Nine  
Burns, Hinga, Kraus, Nuckols, Moses, D. Schmidt, V. Schmidt, Stier, Talarico  
Nays: None

Date: July 25, 1972

Charles W. Westerman  
City Clerk

ATTEST: (SEAL)

Charles W. Westerman  
City Clerk

John Nuckols  
Presiding Officer

WITHDRAWAL OF GENERAL ORDINANCE NO. G-71-01-12

On motion by Councilman Talarico, Bill No. G-71-01-12 seconded by Hinga:

AN ORDINANCE prohibiting the sale, distribution,  
advertisement, promotion or exhibition of obscene  
matter or public performances in the City of  
Fort Wayne, Indiana, and providing penalties.

that this ordinance No. G-71-01-12 is hereby withdrawn for no further action by the Common Council of the City of Fort Wayne, on Bill No. G-71-01-12. PASSED by the following vote:

Ayes: Nine  
Burns, Hinga, Kraus, Nuckols, Moses, D. Schmidt, V. Schmidt, Stier, Talarico  
Nays: None

Date: July 25, 1972

Charles W. Westerman  
City Clerk

ATTEST: (SEAL)

BILL NO. G-72-06-23

## GENERAL ORDINANCE NO. G-13-72

AN ORDINANCE repealing Chapter 19, Section 14.1 of the Municipal Code of the City of Fort Wayne and declaring public nuisances applicable to certain acts and places and prescribing penalties therefor and abatement thereof.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. The following are hereby declared public nuisances:

Any place, room, restaurant, tavern, store, club, theater, or other premises, indoor or outdoor, including, by way of illustration and not of limitation, any mobile home, any motor vehicle, any field, regardless of whether or not the primary purpose of such establishment authorized and or licensed by any federal, state, or local authority, which

a) Is open to members of the public at large, regardless of whether admission is charged and regardless of whether admission is restricted to adults or to members of one sex or another;

b) Is open to members of one or more groups, incorporated or unincorporated; and in which any of the following occurs,

c) Conduct which violates the statutes of the State of Indiana pertaining to the sale and consumption of alcoholic beverages;

d) Acts of prostitution;

e) Acts of bestiality;

f) Acts of sodomy

g) Gambling;

h) The sale of and/or indulgence and drug misuse of drugs, narcotic drugs, dangerous drugs, and harmful substances as those terms are defined in violation of the Indiana Drug Act and other statutes of the State of Indiana and amendments thereto;

SECTION 2. Anyone who owns, leases, manages and/or controls premises which are found to be a public nuisance under the provisions of Section 1 hereinabove shall be guilty of a misdemeanor and shall be subject to imprisonment for a term not to exceed three months, to payment of a fine not to exceed \$250.00 and to payment of costs.

SECTION 3. It shall constitute a public nuisance under the provisions of Section 1 and Section 2 hereinabove, and upon finding, judgement and conviction by a court of competent jurisdiction that there is a violation of any of the provisions of said Sections hereinabove, it shall be the duty of the police department or any member thereof, or any peace officer under direction and warrant from said court to cause such public nuisance to be abated and to assess the expense incident to such abatement either by causing them to be placed on a tax duplicate or by suit

for foreclosure of a lien which is specifically given to the City of Fort Wayne by filing a notice thereof in the Office of the Recorder of Allen County, Indiana.

SECTION 5. If any section, clause, sentence, paragraph, part or provision of this Ordinance shall be held invalid by any court, it shall be conclusively presumed that this Ordinance would have been passed by the Common Council without such invalid section, clause, sentence, paragraph, part or provision.

SECTION 6. Chapter 19, Section 14.1 of the Municipal Code of the City of Fort Wayne, Indiana is hereby repealed.

SECTION 7. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor and legal publication thereof.

Samuel J. Talarico  
Councilman

Read the third time in full and on motion by Talarico seconded by Hinga, and duly adopted, placed on its passage. PASSED by the following vote:

Ayes: Nine

Burns, Hinga, Kraus, Nuckols, Moses, D. Schmidt, V. Schmidt, Stier, Talarico

Nays: None

Date: July 25, 1972

Charles W. Westerman  
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana as Ordinance No. G-13-72 on the 25th day of July, 1972.

ATTEST:

(SEAL)

Charles W. Westerman  
City Clerk

John Nuckols  
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 26th day of July, 1972 at the hour of 1:30 o'clock P.M., E.S.T.

Charles W. Westerman  
City Clerk

Approved and signed by me this 26th day of July 1972 at the hour of 1:45 o'clock P.M., E.S.T.

Ivan A. Lebamoff  
Mayor

BILL NO. G-72-06-25 (Amended)

#### REPORT OF THE COMMITTEE ON PUBLIC RELATIONS

We, your Committee on Public Relations to whom was referred an Ordinance pertaining to obscene matter have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance do pass.

Samuel J. Talarico - Chairman  
 Winfield C. Moses, Jr. - Vice-Chairman

James S. Stier  
 Eugene Kraus, Jr.  
 Vivian G. Schmidt  
 Donald J. Schmidt  
 William T. Hinga  
 Paul "Mike" Burns  
 John Nuckols

BILL NO. G-72-06-25 (Amended)

GENERAL ORDINANCE NO. G-14-72

AN ORDINANCE pertaining to obscene matter.

WHEREAS, purveyors of obscene matter have sought to exploit the constitutional rights of individuals by using said rights as a screen for the dissemination within the city limits of the City of Fort Wayne, Indiana of matter which adds nothing to the store of human knowledge or ideas but which is intended to, and does, appeal to the basest desires of those to whom it is exhibited; and

WHEREAS, the dissemination of such matter is not prohibited by the Constitution of either the United States or the State of Indiana; and

WHEREAS, the dissemination of such matter is an activity against which a society may protect itself just as it may protect itself against other activities which the community finds objectionable;

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. Definitions.

As used in this Ordinance:

- (a) "Obscene" means that to the average person, applying contemporary standards, the predominant appeal of the matter, taken as a whole, is to prurient interest, i.e., a shameful or morbid interest in nudity, sex, or excretion, which goes substantially beyond customary limits of candor in description or representation of such matters and is matter which is utterly without redeeming social importance.
- (b) "Matter" means any book, magazine, newspaper, or other printed or written material or any picture, drawing, photograph, motion picture, or other pictorial representation or any statue or other figure, or any recording, transcription or mechanical, chemical, or electrical reproduction or any other articles, equipment, machines, or materials.
- (c) "Person" means any individual, partnership, firm, association corporation, or other legal entity.
- (d) "Distribute" means to transfer possession of, whether with or without consideration.
- (e) "Knowingly" means having knowledge that the matter is obscene.



SECTION 2. Every person within the city limits of the City of Fort Wayne, Indiana who knowingly prepares, publishes, prints, exhibits, distributes, or offers to distribute, or has in his possession with intent to distribute or to exhibit or offer to distribute, any obscene matter, is guilty of a misdemeanor.

SECTION 3. The penalty upon conviction of such misdemeanor shall be a fine not in excess of \$500 and/or confinement in the county jail for a period not to exceed six months.

SECTION 4. Upon a specific finding by a court of competent jurisdiction that any person is conducting his or its business in violation of Section 2 of this Chapter, said Court shall refer the matter to the City Attorney, who may without further direction from the Court file appropriate proceedings for the abatement of the same which is hereby declared to be a nuisance and for the forfeiture of contraband used in or arising out of such illegal business.

SECTION 5. If any section, clause, sentence, paragraph, part, or provision of this Ordinance shall be held invalid by any court, it shall be conclusively presumed that this Ordinance would have been passed by the Common Council without such invalid section, clause, sentence, paragraph, part, or provision.

SECTION 6. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor and legal publication thereof.

Samuel J. Talarico  
Councilman

Read the third time in full and on motion by Talarico seconded by Hinga and duly adopted, placed on its passage. PASSED by the following vote:

Ayes: Nine

Burns, Hinga, Kraus, Nuckols, Moses, D. Schmidt, V. Schmidt, Stier, Talarico.

Nays: None

Date: July 25, 1972

Charles W. Westerman  
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana as Ordinance No. G-14-72 on the 25th day of July, 1972.

ATTEST: (SEAL)

Charles W. Westerman  
City Clerk

John Nuckols  
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 26th day of July, 1972, at the hour of 1:30 o'clock P.M., E.S.T.

Charles W. Westerman  
City Clerk

Approved and signed by me this 26th day of July 1972 at the hour of 1:45 o'clock P.M., E.S.T.

Ivan A. Lebamoff  
Mayor

The Council then adjourned.

CERTIFICATE

I hereby certify that I am the duly elected, acting and incumbent City Clerk of the City of Fort Wayne, Indiana and as such the custodian of the records of the Common Council of said City and that the above and foregoing is the true, full, and complete record of the proceedings of the Common Council of the City of Fort Wayne, Indiana for the Regular Session, held on Tuesday the 27th day of July, 1972; that the numbered ordinances and resolutions shown therein were duly adopted by said Common Council on said date and were presented by me to the Mayor of the City of Fort Wayne and were signed and approved or disapproved by said Mayor as and on the dates shown as to each such ordinance and resolution respectively; and that all such records, proceedings, ordinances, and resolutions remain on file and record in my office.

WITNESS my hand and the official seal of the City of Fort Wayne, Indiana, this 25th day of July, 1972.

Charles W. Westerman  
City Clerk

Minutes approved and signed in open Council this 11th day of July, 1972.

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City Clerk

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Presiding Officer

SEAL